

## Copyright Office, Library of Congress

## § 201.3

statement of the facts of the controversy in which the copyrighted work is involved; and

(C) Satisfactory assurance that the requested reproduction will be used only in connection with the specified litigation.

(iii) The Copyright Office receives a court order for reproduction of the deposited copies, phonorecords, or identifying material of a registered work which is the subject of litigation. The order must be issued by a court having jurisdiction of the case in which the reproduction is to be submitted as evidence.

(3) When a request is made for a reproduction of a phonorecord, such as an audiotape or cassette, in which either a sound recording or the underlying musical, dramatic, or literary work is embodied, the Copyright Office will provide proximate reproduction. The Copyright Office reserves the right to substitute a monaural reproduction for a stereo, quadrasonic, or any other type of fixation of the work accepted for deposit.

[50 FR 30170, July 24, 1985, as amended at 51 FR 30062, Aug. 22, 1986; 62 FR 35421, July 1, 1997; 64 FR 29520, June 1, 1999; 69 FR 39332, June 30, 2004; 69 FR 70377, Dec. 6, 2004; 73 FR 37838, July 2, 2008]

### § 201.3 Fees for registration, recordation, and related services, special services, and services performed by the Licensing Division.

(a) *General.* This section prescribes the fees for registration, recordation, and related services, special services, and services performed by the Licensing Division.

(b) *Definitions.* For purposes of this section, the following definitions apply:

(1) *Registration, recordation, and related service fee.* This is the fee for a registration or recordation service that the Office is required to perform under 17 U.S.C., or a directly related service. It includes those services described in section 708(a)(1)–(9) and authorized by Pub. L. 105–80.

(2) *Special service fee.* This is a fee for a special service not specified in title 17, which the Register of Copyrights may fix at any time on the basis of the cost of providing the service, as provided by 17 U.S.C. 708(a).

(3) *Licensing Division service fee.* This is a fee for a service performed by the Licensing Division.

(c) *Registration, recordation and related service fees.* The Copyright Office has established the following fees for these services:

Registration, Recordation and Related Services	Fees
(1) Registration of a basic claim in an original work of authorship:	
Electronic Filing .....	\$35
Forms PA, SR, TX, VA, SE .....	65
(2) Registration of a claim in a group of contributions to periodicals (Form GR/CP), published photographs, or database updates:	
Electronic filing of automated databases that predominantly consist of photographs and updates thereto or group registration of published photographs .....	35
Forms GR/CP, PA, SR, VA and SE (paper filing) .....	65
(3) Registration of a renewal claim (Form RE):	
Claim without Addendum .....	115
Addendum .....	220
(4) Registration of a claim in a group of serials (Form SE/Group)(per issue, minimum 2 issues) .....	25
(5) Registration of a claim in a group of daily newspapers and qualified newsletters (Form G/DN) .....	80
(6) Registration of a claim in a restored copyright (Form GATT) .....	65
(7) Preregistration of certain unpublished works .....	115
(8) Registration of a correction or amplification to a claim (Form CA and Form DC) .....	100
(9) Registration of a claim in a mask work (Form MW) .....	105
(10) Registration of a claim in a vessel hull (Form D/VH) .....	220
(11) Providing an additional certificate of registration .....	35
(12) Certification of other Copyright Office records (per hour) .....	165
(13) Search report prepared from official records (per hour) (minimum: 2 hours) .....	165
Estimate of search fee .....	115
(14) Location and retrieval of Copyright Office materials or records (per hour) .....	165
Fee for location and retrieval of electronic records (per quarter hour) (minimum: ½ hour) .....	41.25
(15) Recordation of document, including a Notice of Intention to Enforce (NIE) (single title) .....	105
Additional titles (per group of 10 titles) .....	30
(16) Recordation of an Interim Designation of Agent to Receive Notification of Claimed Infringement under § 512(c)(2) (single name) .....	105
Additional domain names (per group of 10) .....	30
(17) Recordation of a Notice of Intention to Make and Distribute Phonorecords (17 U.S.C. 115) (single title) .....	60
Additional titles (per group of 10) .....	20

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Registration, Recordation and Related Services	Fees
(18) Issuance of a receipt for § 407 deposit .....	30

(d) *Special Service Fees.* The Copyright Office has established the following fees for special services:

Special Services	Fees
(1) Service charge for deposit account overdraft .....	\$165
(2) Service charge for dishonored deposit account replenishment check .....	85
(3) Service charge for an uncollectible or non-negotiable check .....	25
(4) Appeals:	
(i) First appeal .....	250
Additional claim in related group .....	25
(ii) Second appeal .....	500
Additional claim in related group .....	25
(5) Secure test processing charge (per hour) .....	165
(6) Copying of Copyright Office records by staff:	
Photocopy (b&w, 8½ × 11) (per page, minimum \$12) .....	0.50
Photocopy (b&w, 11 × 17) (per page, minimum \$12) .....	1
Photocopy (color, 8½ × 11) (per page, minimum \$12) .....	2
Photocopy (color, 11 × 17) (per page, minimum \$12) .....	4
Photograph (Polaroid) .....	15
Photograph (digital) .....	45
Slide .....	3
Audiocassette (first 30 minutes) .....	75
Additional 15 minute increments .....	20
Videocassette (first 30 minutes) .....	75
Additional 15 minute increments .....	25
CD or DVD .....	100
Zip or floppy disk .....	100
(7) Special handling fee for a claim .....	760
Additional fee for each claim using the same deposit .....	50
(8) Special handling fee for recordation of a document .....	480
(9) Handling fee of extra deposit copy for certification .....	45
(10) Full-term retention of a published deposit .....	470
(11) Expedited search report service (per hour) (minimum 2 hours) .....	445
(12) Expedited location and retrieval, certification, and copying services (surcharge, per hour) .....	265
(13) Notice to Libraries and Archives .....	50
Each additional title .....	20
(14) Service charge for Federal Express mailing .....	40
(15) Service charge for delivery of documents via facsimile (per page, 7 page maximum) .....	1

(e) *Licensing Division service fees.* The following fees for certain services performed by the Licensing Division:

Licensing Division Services	Fees
(1) Recordation of a Notice of Intention to Make and Distribute Phonorecords (17 U.S.C. 115) (single title) .....	\$60
Additional titles (per group of 10) .....	20
(2) Recordation of a licensing agreement for use of certain works in connection with noncommercial broadcasting (17 U.S.C. 118) .....	140
(3) Recordation of certain contracts by cable TV systems located outside the 48 contiguous states .....	50
(4) Amendment to Statement of Account filed pursuant to 17 U.S.C. 111, 119 or 1003) .....	100
(5) Notice of Digital Transmission of Sound Recording (17 U.S.C. 112 and 114) .....	25
Amended Notice of Digital Transmission of Sound Recording .....	25
(6) Photocopy of record by staff (b&w) (per page) (minimum \$12) .....	0.50
(7) Search and report services (per hour) .....	165
(8) Certification of search report (per hour) .....	165

(f) *Fees for travel in connection with educational activities.* For travel expenses in connection with Copyright Office educational activities when par-

ticipation by Copyright Office personnel has been requested by another organization or person and that organization or person has agreed to pay such

expenses, collection of the fee shall be subject to, and the amount of the fee shall be no greater than, the amount

authorized under the Federal Travel Regulations found in Chapters 300 through 304 of Title 41.

[64 FR 29520, June 1, 1999, as amended at 64 FR 36574, July 7, 1999; 65 FR 39819, June 28, 2000; 67 FR 38005, May 31, 2002; 71 FR 31090, June 1, 2006; 71 FR 46402, Aug. 14, 2006; 72 FR 33691, June 19, 2007; 74 FR 12556, Mar. 25, 2009, 74 FR 32807, July 9, 2009; 77 FR 18705, Mar. 28, 2012; 77 FR 18707, Mar. 28, 2012]

#### § 201.4 Recordation of transfers and certain other documents.

(a) *General.* (1) This section prescribes conditions for the recordation of transfers of copyright ownership and other documents pertaining to a copyright under section 205 of title 17 of the United States Code, as amended by Pub. L. 94-553. The filing or recordation of the following documents is not within the provisions of this section:

(i) Certain contracts entered into by cable systems located outside of the 48 contiguous States (17 U.S.C. 111(e); see 37 CFR 201.12);

(ii) Notices of identity and signal carriage complement, and statements of account of cable systems and satellite carriers and for digital audio recording devices and media (17 U.S.C. 111(d), 119(b) and 1003(c); see 37 CFR 201.11; 201.17; 201.28);

(iii) Notices of intention to obtain compulsory license to make and distribute phonorecords of nondramatic musical works (17 U.S.C. 115(b); see 37 CFR 201.18);

(iv) License agreements, and terms and rates of royalty payments, voluntarily negotiated between one or more public broadcasting entities and certain owners of copyright (17 U.S.C. 118; see 37 CFR 201.9);

(v) Notices of termination (17 U.S.C. 203, 304(c) and (d); see 37 CFR 201.10); and

(vi) Statements regarding the identity of authors of anonymous and pseudonymous works, and statements relating to the death of authors (17 U.S.C. 302).

(2) A *transfer of copyright ownership* has the meaning set forth in section 101 of title 17 of the United States Code, as amended by Pub. L. 94-553. A document shall be considered to “pertain to a copyright” if it has a direct or indirect relationship to the existence, scope,

duration, or identification of a copyright, or to the ownership, division, allocation, licensing, transfer, or exercise of rights under a copyright. That relationship may be past, present, future, or potential.

(3) For purposes of this section:

(i) A *sworn certification* is an affidavit under the official seal of any officer authorized to administer oaths within the United States, or if the original is located outside of the United States, under the official seal of any diplomatic or consular officer of the United States or of a person authorized to administer oaths whose authority is proved by the certificate of such an officer, or a statement in accordance with section 1746 of title 28 of the United States Code; and

(ii) An *official certification* is a certification, by the appropriate Government official, that the original of the document is on file in a public office and that the reproduction is a true copy or the original.

(b) *Forms.* The Copyright Office does not provide forms for the use of persons recording documents.

(c) *Recordable documents.* Any transfer of copyright ownership (including any instrument of conveyance, or note or memorandum of the transfer), or any other document pertaining to a copyright, may be recorded in the Copyright Office if it is accompanied by the fee set forth in paragraph (d) of this section, and if the requirements of this paragraph with respect to signatures, completeness, and legibility are met.

(1) To be recordable, the document must bear the actual signature or signatures of the person or persons who executed it. Alternatively, the document may be recorded if it is a legible photocopy or other legible facsimile reproduction of the signed document, accompanied by a sworn certification or